

Message

From: Niess, Claudia [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=740CBE18BC564FC690871D433F58C894-CNIESS]
Sent: 3/22/2021 3:46:51 PM
To: Moss, Suzanne [Suzanne.Moss@Illinois.gov]; Beaver, Brad [brad.beaver@illinois.gov]
Subject: FW: Notice of Termination of Establishment Registration: Fresh Warehousing, EPA Est No 88660-IL-3
Attachments: 19FI087_Fresh Warehousing_Est. No. 88660-IL-3_NOTER_20210322.pdf; Small Business Resources Information Sheet_Feb 20.pdf

Hi Suzanne and Brad:

I am forwarding a Notice of Termination of Establishment Registration issued to Fresh Warehousing of Centreville, Illinois for your information. This termination is being issued in relation to the inspection conducted by IDA at Fresh Warehousing's East St. Louis, Illinois establishment on May 8, 2019 (IDA Case Number 027-64-10-11737).

Please let me know if you have any questions.

Thanks!

Claudia Niess
Enforcement Officer
Pesticides & Toxics Compliance Section
U.S. Environmental Protection Agency, Region 5
P: (312) 886-7598

From: Niess, Claudia
Sent: Monday, March 22, 2021 10:43 AM
To: mikec@fwresults.com
Subject: Notice of Termination of Establishment Registration: Fresh Warehousing, EPA Est No 88660-IL-3



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

VIA EMAIL AND CERTIFIED MAIL 7020 1290 0000 0127 1950
RETURN RECEIPT REQUESTED

Mr. Michael Cusumano
Safety & Compliance
Fresh Warehousing
4300 Church Road
Centreville, Illinois 62207

NOTICE OF TERMINATION OF
ESTABLISHMENT REGISTRATION 88660-IL-3

Dear Mr. Cusumano:

The U.S. Environmental Protection Agency, Region 5 is notifying you that the Agency has terminated the establishment registration, EPA Establishment Number 88660-IL-3, specifically assigned to Fresh Warehousing, located at 4251 St. Clair Avenue, East Saint Louis, Illinois 62005, in accordance with Section 7(c) of the Federal Insecticide, Fungicide, and Rodenticide Act, as amended (FIFRA or the Act), 7 U.S.C. § 136e(c), and the implementing regulations at 40 C.F.R. § 167.20(f).

This action is a consequence of Fresh Warehousing's failure to file the required annual reports on pesticide and/or device production for consecutive calendar 2018 and 2019, as required by federal statute and regulation.

You must take all necessary measures to preclude any pesticide and/or device production at your establishment not in compliance with FIFRA. Production (i.e. manufacture, prepare, propagate, compound, process, package, repackage, label, relabel, or otherwise change the container) of pesticides, active ingredients, or devices in an unregistered establishment or under an establishment registration which has been terminated is an unlawful act, as stated in Section 12(a)(2)(L) of FIFRA, 7 U.S.C. § 136j(a)(2)(L).

Unlawful acts under FIFRA are subject to the civil and criminal penalty provisions of Section 14(a) of the Act, 7 U.S.C. § 136l(a).

If you have any questions about this Notice you may contact Claudia Niess, Enforcement Officer, of the Pesticides and Toxics Compliance Section at niess.claudia@epa.gov. Also enclosed is an EPA information sheet titled "U.S. EPA Small Business Resources," which may be helpful to you if you are a qualified small business.

This action is effective as of the date of this Notice of Termination of Establishment Registration.

Sincerely,

Patrick F. Kuefler
Chief
Land Enforcement and Compliance Assurance Branch

Enclosure(s): U.S. EPA Small Business Resources Information Sheet

cc: Illinois Department of Agriculture